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## CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence, totaling 4 pages including recited attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 703-872-9306 (Central number) on the below date:

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**BRINKS  
HOFER  
GILSON  
& LIONE**

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: B. Ginther, et al.

Appln. No.: 10/666,593

Filed: September 19, 2004

For: CONTROL SYSTEM FOR INTERACTIVE  
DRIVELINE AND VEHICLE CONTROL

Examiner: unknown

Art Unit: 3661

**OFFICIAL**

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JUL 09 2004

Attorney Docket No: DKT03009

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

## TRANSMITTAL

Sir:

## Attached is/are:

- ☒ Information Disclosure Statement (2 pages); PTO Form 1449 (1 page); and  
☐ Return Receipt Postcard

## Fee calculation:

- ☒ No additional fee is required.  
☐ Small Entity.  
☐ An extension fee in an amount of \$\_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).  
☐ A petition or processing fee in an amount of \$\_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_).  
☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$9=			x \$18=	
Indep.		Minus			x 43=			x \$86=	
First Presentation of Multiple Dep. Claim						+\$145=			+ \$290=
					Total	\$		Total	\$

## Fee payment:

- ☐ A check in the amount of \$\_\_\_\_\_ to cover the above-identified fee(s) is enclosed.  
☐ Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.  
☐ Payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached).  
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

July 9, 2004  
Date

David D. Murray  
David D. Murray (Reg. No. 28,647)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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 VEHICLE CONTROL

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Attorney Docket No: DKT03009

## INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the duty of disclosure under 37 C.F.R. §1.56, and more particularly in accordance with 37 C.F.R. §1.97(b), Applicants cite the following references (each listed for the Examiner's convenience on the enclosed Form PTO-1449):

No.	Date of Publication	Patentee/Applicant/Assignee
4,973,296	November 27, 1990	Shibahata
5,183,131	February 2, 1993	Naito
5,328,255	July 12, 1994	Isella
5,341,297	August 23, 1994	Zomotor et al.
5,636,121	June 3, 1997	Tsuyama et al.
5,711,025	January 20, 1998	Eckert et al.
6,059,067	May 9, 2000	Shibahata et al.
6,076,033	June 13, 2000	Hamada et al.
6,575,282 B2	June 10, 2003	Perlick et al.
6,704,627 B2	March 9, 2004	Tatara et al.

Applicants respectfully solicit the Examiner's consideration of the listed references and entry thereof into the record of this application.

By submitting this Statement, Applicants is attempting to fully comply with the duty of candor and good faith mandated by 37 C.F.R. §1.56. As such, this Statement is not intended to constitute an admission that any of the enclosed

Application No. 10/666,593

Attorney Docket No. DKT03009

references, or other information referred to therein, constitutes "prior art" or is otherwise "material to patentability," as that phrase is defined in 37 C.F.R. §1.56(a).

Applicants have calculated no fee to be due in connection with the filing of this Statement. However, the Commissioner is authorized to charge any fee deficiency associated with the filing of this Statement to a deposit account, as authorized in the Transmittal accompanying this Statement.

Respectfully submitted,

Jul 9, '04  
Date

David D. Murray  
David D. Murray (Reg. No. 28,647)  
Attorney for Applicants

Enclosures: Form PTO-1449 (one sheet)

